

AN ACT

relating to regulation of nurse aides.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Chapter 250, Health and Safety Code, is amended by adding Section 250.0035 to read as follows:

Sec. 250.0035. TRAINING REQUIREMENTS; CONTINUING EDUCATION. (a) To be listed on the nurse aide registry, an applicant must complete a training program approved by the Department of Aging and Disability Services that includes:

(1) not less than 100 hours of course work as specified by rule; and

(2) a competency evaluation on completion of the training program.

(b) A listing on the nurse aide registry expires on the second anniversary of the date of the listing.

(c) To renew a nurse aide's listing on the registry, the nurse aide must complete at least 24 hours of in-service education every two years, including training in geriatrics and, if applicable, in the care of patients with Alzheimer's disease.

(d) The executive commissioner of the Health and Human Services Commission shall adopt rules as necessary to implement this section.

SECTION 2. (a) The executive commissioner of the Health and Human Services Commission shall adopt the rules necessary to

1 implement Section 250.0035, Health and Safety Code, as added by  
2 this Act, not later than May 1, 2013.

3 (b) Section 250.0035, Health and Safety Code, as added by  
4 this Act, applies only to an application for initial listing on the  
5 nurse aide registry or for renewal of a listing on the registry  
6 filed on or after September 1, 2013. An application filed before  
7 that date is governed by the law in effect immediately before the  
8 effective date of this Act, and the former law is continued in  
9 effect for that purpose.

10 (c) A person listed as a nurse aide on the nurse aide  
11 registry under Chapter 250, Health and Safety Code, before  
12 September 1, 2013, is entitled to continue to be included on the  
13 nurse aide registry without fulfilling any additional educational  
14 training or evaluation requirements established by the executive  
15 commissioner of the Health and Human Services Commission under  
16 Subsection (a), Section 250.0035, Health and Safety Code, as added  
17 by this Act, if the person satisfies the other qualifications  
18 required by the executive commissioner and Chapter 250, Health and  
19 Safety Code.

20 SECTION 3. This Act takes effect September 1, 2011.

S.B. No. 795

David Newkum

President of the Senate

Joe Straus

Speaker of the House

I hereby certify that S.B. No. 795 passed the Senate on April 7, 2011, by the following vote: Yeas 31, Nays 0.

Patsy Spaw

Secretary of the Senate

I hereby certify that S.B. No. 795 passed the House on May 20, 2011, by the following vote: Yeas 148, Nays 1, one present not voting.

Robert Haney

Chief Clerk of the House

Approved:

17 JUN '11

Date

RICK PERRY

Governor

FILED IN THE OFFICE OF THE  
SECRETARY OF STATE  
4:00 pm O'CLOCK

JUN 17 2011

Boyd R. Roberts

Secretary of State